

**MARQUIS AURBACH**

10001 Park Run Drive  
Las Vegas, Nevada 89145  
(702) 382-0711 FAX: (702) 382-5816

1 Christian T. Balducci, Esq.  
Nevada Bar No. 12688  
2 Tabettha J. Steinberg, Esq.  
Nevada Bar No. 16756  
3 **MARQUIS AURBACH**  
4 10001 Park Run Drive  
Las Vegas, Nevada 89145  
5 Telephone: (702) 382-0711  
Facsimile: (702) 382-5816  
6 Email: *cbalducci@maclaw.com*  
7 Email: *tsteinberg@maclaw.com*

8 Maurice VerStandig  
Nevada Bar No. 15346  
9 **THE VERSTANDING LAW FIRM, LLC**  
1452 W. Horizon Ridge Pkwy, #665  
10 Henderson, NV 89012  
Telephone: (301) 444-4600  
11 Email: *mac@mbvesq.com*

12 Matthew E. Feinberg (*pro hac vice*)  
13 Todd Reinecker (*pro hac vice*)  
Mansitan Sow (*pro hac vice*)  
14 Matthew T. Healy (*pro hac vice*)  
15 **PILIERO MAZZA PLLC**  
1001 G Street, NW, Suite 1100  
16 Washington, D.C. 20001  
Telephone: (202) 857-1000  
17 Email: *mfeinberg@pilieromazza.com*  
Email: *treinecker@pilieromazza.com*  
18 Email: *msow@pilieromazza.com*  
Email: *mhealy@pilieromazza.com*  
19 Attorneys for Plaintiff, VSolvit LLC

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

22 VSOLVIT, LLC, a Nevada limited liability  
company

24 Plaintiff,

25 v.

26 SOHUM SYSTEMS, LLC, and CREATIVE  
INFORMATION TECHNOLOGY, INC., a  
27 Maryland corporation

28 Defendants.

Case Number 2:23-cv-00454-JAD-DJA

**STIPULATION AND ORDER TO  
AMEND THE BRIEFING SCHEDULE  
FOR DEFENDANTS' MOTION TO  
DISMISS PLAINTIFF'S AMENDED  
COMPLAINT**

**FIRST REQUEST**

[ECF No. 47]

MARQUIS AURBACH

10001 Park Run Drive  
Las Vegas, Nevada 89145  
(702) 382-0711 FAX: (702) 382-5816

1 Pursuant to Local Rules IA 6-1 and IA 6-2, Plaintiff, VSolvit, LLC (“Plaintiff” or  
2 “VSolvit”), by and through its counsel of record, Christian T. Balducci, Esq., of the law firm  
3 Marquis Aurbach, and Defendants, Sohum Systems, LLC (“Sohum”), and Creative  
4 Information Technology, Inc. (“CITI”) (collectively “Defendants”), by and through their  
5 counsel of record, Thomas Brownell, Esq., of the law firm Holland & Knight and Robert  
6 McCoy, Esq., and Sihomara L. Graves, Esq., of the law firm Kaempfer Crowell, hereby  
7 stipulate and agree Plaintiff shall have up to and including **October 18, 2024** to file an  
8 Opposition to Defendants’ Motion to Dismiss Plaintiff’s Amended Complaint. The present  
9 deadline for Plaintiffs to file their Opposition is October 11, 2024, and no hearing has been  
10 set regarding Defendants’ Motion to Dismiss Plaintiff’s Amended Complaint. This is the  
11 Parties’ first stipulation for extension of time for Plaintiff to file their Opposition to  
12 Defendants’ Motion to Dismiss Plaintiff’s Amended Complaint.

13 In support of this Stipulation, the Parties state as follows:

14 1. On or about March 27, 2023, VSolvit commenced this action through the filing  
15 of its Complaint, alleging anticipatory breach of contract and breach of the implied covenant  
16 of good faith and fair dealing. ECF No. 1. VSolvit contemporaneously sought a temporary  
17 restraining order and preliminary injunction to prevent Defendants from competing against it  
18 for a federal government contract with the United States Department of Agriculture  
19 (“USDA”). ECF Nos. 3, 4.

20 2. On or about April 21, 2023, Defendants answered the Complaint. ECF No. 29.

21 3. On or about May 9, 2023, the Court denied VSolvit’s motions for temporary  
22 restraining order and preliminary injunction. ECF No. 33.

23 4. On or about June 13, 2023, the Parties jointly moved to stay the litigation  
24 pending the outcome of related bid protest proceedings initiated by Plaintiff in the  
25 Government Accountability Office (“GAO”), and that motion was granted. ECF Nos. 34, 35.

26 5. On or about August 1, 2024, the stay, which had been extended twice, ECF  
27 Nos. 35, 39, was lifted and the Parties submitted a joint status report, advising “this action  
28 may now proceed.” ECF No. 41 at 3, ¶ 11.

MARQUIS AURBACH

10001 Park Run Drive  
Las Vegas, Nevada 89145  
(702) 382-0711 FAX: (702) 382-5816

6. On or about August 30, 2024, the Parties filed a stipulation for leave to file an amended complaint, which was granted. ECF Nos. 42, 43.

7. On September 24, 2024, Plaintiff amended its Complaint (the “Amended Complaint”), alleging (1) breach of contract; (2) breach of the implied covenant of good faith and fair dealing; (3) misappropriation of trade secrets in violation of 18 U.S.C. §§ 1836, *et seq.*; and (4) misappropriation of trade secrets in violation of Nev. Rev. Stat. §§ 600A.101, *et seq.* ECF No. 44. Each count was asserted against Sohum and CITI. *Id.*

8. On September 27, 2024, Defendants moved to dismiss Counts I and II of the Amended Complaint (“the Motion”), specifically, VSolvit’s breach of contract claim and VSolvit’s breach of the implied covenant of good faith and fair dealing claim. ECF No. 45. Plaintiff’s Opposition to the Motion is thus presently due October 11, 2024.

9. On or about October 10, 2024, the Parties, through counsel, discussed amending the briefing schedule for the Motion due to the pressing matter of other business. Specifically, it was agreed that Plaintiff’s Opposition to the Motion shall be due on or before October 18, 2024 and that Defendants’ Reply in Support of the Motion shall be due on or before November 1, 2024.

10. Based on the foregoing, the Parties respectfully request that the Court amend the briefing schedule for the Motion as follows:

Event	Due Date
Plaintiff’s Opposition to Defendants’ Motion to Dismiss	Friday, October 18, 2024
Defendants’ Reply in Support of their Motion to Dismiss	November 1, 2024

11. No prejudice will result to either party in the event the briefing schedule for the Motion is amended as set forth in paragraph 10 herein.

///

///

///

12. This Stipulation is made in good faith and not for the purposes of delay.

Dated this 11<sup>th</sup> day of October 2024.

**MARQUIS AURBACH**

**HOLLAND & KNIGHT**

/s/ Christian T. Balducci

/s/ Thomas Brownell

Christian T. Balducci, Esq.

Thomas Brownell (*pro hac vice*)

Nevada Bar No. 12688

1650 Tysons Blvd, Suite 1700

10001 Park Run Drive

Tysons, VA 22102

Las Vegas, Nevada 89145

Robert McCoy

Maurice VerStandig

Nevada Bar No. 9121

Nevada Bar No. 15346

Sihomara L. Graves

**THE VERSTANDIG LAW FIRM, LLC**

Nevada Bar No. 13239

1452 W. Horizon Ridge Pkway, #665

**KAEMPFER CROWELL**

Henderson, Nevada 89012

1980 Festival Plaza Drive, Suite 650

Las Vegas, NV 89135

Matthew E. Feinberg (*pro hac vice*)

*Attorneys for Sohum Systems, LLC and  
Creative Information Technology, Inc.*

Todd Reinecker (*pro hac vice*)

Mansitan Sow (*pro hac vice*)

Matthew T. Healy (*pro hac vice*)

**PILIERO MAZZA PLLC**

1001 G Street, NW, Suite 1100

Washington, D.C. 20001

*Attorneys for Plaintiff, VSolvit LLC*

**ORDER**

IT IS SO ORDERED:

  
UNITED STATES DISTRICT JUDGE

Dated: October 16, 2024